

Message Text

UNCLASSIFIED

PAGE 01 MTN GE 02966 152025Z

22

ACTION STR-04

INFO OCT-01 IO-13 ISO-00 FEA-01 AGR-10 CEA-01 CIAE-00

COME-00 DODE-00 EB-07 FRB-01 H-02 INR-07 INT-05 L-03

LAB-04 NSAE-00 NSC-05 PA-02 AID-05 CIEP-02 SS-15

ITC-01 TRSE-00 USIA-15 PRS-01 SP-02 OMB-01 STRE-00

AF-06 ARA-10 EA-09 EUR-12 NEA-10 /155 W

----- 090086

R 151807Z APR 76

FM USDEL MTN GENEVA

TO SECSTATE WASHDC 1406

UNCLAS MTN GENEVA 2966

ACTION STR

H PASS CODEL

E O 11652: N/A

TAGS: ETRD; MTN

SUBJECT: GROUP "NON-TARIFF MEASURES"

REF: MTN GENEVA 2831

1. OFFICIAL GATT TRANSLATION OF EC PROPOSAL FOR PROCEDURES FOR NEGOTIATING NTM'S NOT DEALT WITH MULTILATERALLY RECEIVED TODAY AS MTN/NTM/W/45. TEXT IS AS FOLLOWS: QUOTE 1. THE QUESTION OF PROCEDURES FOR NEGOTIATIONS ON NON-TARIFF MEASURES NOT DEALT WITH MULTILATERALLY HAS BEEN DISCUSSED ON A NUMBER OF OCCASIONS IN THE GROUP "NON-TARIFF MEASURES" WITHOUT ANY DECISION HAVING BEEN REACHED YET.

2. THIS SITUATION SEEMS ESSENTIALLY ATTRIBUTABLE TO THE FACT THAT MOST DELEGATIONS ARE IN SOME UNCERTAINTY AS TO THE NATURE AND NUMBER OF MEASURES THAT

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 MTN GE 02966 152025Z

COULD BE THE SUBJECT OF THESE PROCEDURES.

3. IN THE OPINION OF THE COMMUNITY, THESE PROCEDURES COULD APPLY TO MEASURES PRESENTING THE FOLLOWING CHARACTERISTICS: (A) MEASURE APPLIED BY ONE COUNTRY OR A FEW COUNTRIES; (B) MEASURES OF INTEREST TO ONE OR SEVERAL EXPORTING COUNTRIES; (C) MEASURES WHICH DOES NOT SEEM, AT FIRST SIGHT, SUSCEPTIBLE OF A MULTILATERAL SOLUTION (E.G. INTERPRETATIVE NOTE, CODE, ETC.) BECAUSE IT IS ESSENTIALLY A MATTER OF ABOLISHING OR ADJUSTING NATIONAL LEGISLATION OR PRACTICE, NOT OF CLARIFYING OR BROADENING EXISTING INTERNATIONAL RULES OR OF FORMULATING NEW RULES.

4. THIS PROCEDURE SHOULD NOT, OF COURSE, COVER MEASURES CURRENTLY UNDER EXAMINATION IN SUB-GROUPS OF THE GROUP "NON-TARIFF MEASURES", NOR THOSE THAT IT HAS BEEN PROPOSED TO ADD IN A SECOND LIST OF MEASURES, NOR THOSE COMING UNDER THE PROCEDURES ESTABLISHED BY THE GROUP "AGRICULTURE".

5. THE EUROPEAN COMMUNITIES CONCUR WITH THE OBJECTIVES OF A FLEXIBLE AND TRANSPARENT APPROACH IN THIS AREA.

6. A FIRST STEP TOWARDS DEVELOPING THESE PROCEDURES MIGHT BE FOR INTERESTED DELEGATIONS TO PRESENT NOTIFICATIONS CONCERNING THE MEASURES APPLIED BY ONE OR MORE PARTICIPANTS IN THE NEGOTIATIONS AND WHICH, IN THEIR VIEW, ARE NOT SUSCEPTIBLE OF MULTILATERAL SOLUTIONS. THE NOTIFICATION MIGHT COMPRISE:

- A BRIEF DESCRIPTION OF THE MEASURE (1)

(1) A DETAILED DESCRIPTION WOULD NOT BE NECESSARY IF ALREADY INCLUDED IN THE INVENTORY OF NON-TARIFF MEASURES (MTN/3B/1 TO 5) (X) POSSIBLY WITH AN INDICATION OF THE PRODUCTS AFFECTED, WHERE APPROPRIATE;

- THE TYPE OF ACTION THAT THE NOTIFYING COUNTRY WOULD LIKE TO SEE TAKEN BY THE COUNTRY APPLYING THE MEASURE.

UNCLASSIFIED

UNCLASSIFIED

PAGE 03 MTN GE 02966 152025Z

7. THE GATT SECRETARIAT WOULD TRANSMIT THE NOTIFICATION TO THE COUNTRY OR COUNTRIES CONCERNED, AND WOULD DISTRIBUTE THE NOTIFICATIONS TO ALL PARTICIPATING COUNTRIES.

8. THIS NOTIFICATION PROCESS WOULD HELP THE GROUP AND DELEGATIONS TO DEFINE THE SCOPE AND NATURE OF THE PROBLEMS, AND TO DECIDE IN FULL KNOWLEDGE OF THE FACTS WHAT

PROCEDURES SEEM BEST SUITED FOR SEEKING SOLUTIONS.

9. IT WOULD NO DOUBT BE USEFUL TO FIX A STARTING DATE FOR THIS NOTIFICATION PROCESS. OF COURSE, ANY PARTICIPANT WOULD BE FREE TO PRESENT A NEW NOTIFICATION AT ANY TIME. BUT WHEN THE GATT SECRETARIAT HAS RECEIVED A SUFFICIENTLY REPRESENTATIVE COLLECTION OF NOTIFICATIONS, THE GROUP COULD AGAIN REVERT TO THIS MATTER AND DECIDE HOW TO PROCEED FURTHER. UNQUOTE CULBERT

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: NONTARIFF BARRIERS, DOCUMENTS, TRANSLATIONS, NEGOTIATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 15 APR 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976MTNGE02966
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760144-0844
From: MTN GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760458/aaaabwye.tel
Line Count: 124
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION STR
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 76 MTN GENEVA 2831
Review Action: RELEASED, APPROVED
Review Authority: oatisao
Review Comment: n/a
Review Content Flags:
Review Date: 30 JUN 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <30 JUN 2004 by SilvaL0>; APPROVED <10 SEP 2004 by oatisao>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: GROUP "NON-TARIFF MEASURES"
TAGS: ETRD, MTN
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006